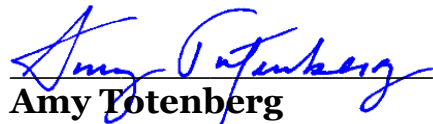


D. Observe the absentee mail ballot processing and scanning operations, having visual access to workstation monitors and equipment display screens, including public counters and status and error messages (at this time, without photography because Plaintiffs inadvertently failed to formally request it).

(Doc. 996 at 2.)

Plaintiffs' Rule 34 Request was served on the Fulton County Defendants on October 14, 2020. The Court appreciates that Plaintiffs attempted to confer with the Fulton County Defendants over what appears to be one or two weeks and meanwhile secured statewide poll watcher status or observer status for some representatives. Finally, after having received no affirmative response from Fulton County over the last two weeks, Plaintiffs brought this dispute to the Court, filing the Joint Statement at 2:55 p.m. in the afternoon the day before polls open at 7:00 a.m. on Election Day. While the Court understands Plaintiffs' concerns and that the Coalition has worked out broader arrangements in the past, it is simply too late for the Court to jump into the fray at this very late juncture in a moment on the immediate eve of the election. The Fulton County Defendants shall respect the rights of any of the individuals duly designated as poll watchers under O.C.G.A. § 21-2-408 to observe the election processes and take notes of their observations. The Court is not prepared to grant access to poll watchers beyond that provided by O.C.G.A. § 21-2-408 at this time. Plaintiffs may renew their Rule 34 Request sufficiently in advance of any scheduled runoff elections.

IT IS SO ORDERED this 2nd day of November, 2020.

A handwritten signature in blue ink, appearing to read "Amy Totenberg", is written over a horizontal line.

Amy Totenberg
United States District Judge